

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

LUIS VEGA, No. CIV S-03-2433 MCE KJM P

Plaintiff,

v.

ORDER

E. ALAMEIDA, ET AL.,

Defendants.

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Plaintiff, a state prison inmate proceeding pro se, has filed this civil rights action seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No. 262.

On June 21, 2005, the magistrate judge filed findings and recommendations herein which were served on all parties and which contained notice to all parties that any objections to the findings and recommendations were to be filed within twenty days.

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1 On July 8, 2005, defendant was granted until July 21, 2005 to
2 file objections. Neither party has filed objections to the
3 findings and recommendations.

4 The court has reviewed the file and finds the findings and
5 recommendations to be supported by the record and by the
6 magistrate judge's analysis. Accordingly, IT IS HEREBY ORDERED
7 that:

- 8 1. The findings and recommendations filed June 21, 2005 are
9 adopted in full; and
- 10 2. Defendant's September 28, 2004 motion to dismiss is
11 denied.

12 DATED: August 18, 2005

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16 MORRISON C. ENGLAND, JR.
17 UNITED STATES DISTRICT JUDGE
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